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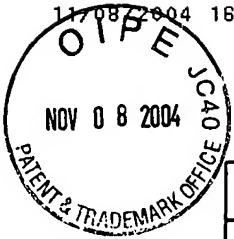
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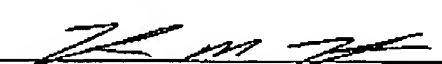

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Amendment Under 37 CFR 1.312;
Amendment Transmittal (1 page); and
Certificate of Transmission under 37 CFR 1.8 (1 page).



AMENDMENT TRANSMITTAL LETTER				Expedited Procedure	
Application No. 10/688,632		Filing Date October 17, 2003		Examiner D. J. Davis	
				Group Art Unit 3731	
Applicant(s): Joseph P. Errico, Michael W. Dudasik, and Rafail Zubok				Docket No. SPINE 3.0-455 CIP	
Invention: INSTRUMENTATION AND METHODS FOR USE IN IMPLANTING A CERVICAL DISC REPLACEMENT DEVICE					
TO THE COMMISSIONER FOR PATENTS					
Transmitted herewith is an amendment in the above-identified application.					
The fee has been calculated and is transmitted as shown below.					
CLAIMS AS AMENDED					
	Claims Remaining After Amendment	Highest Number Previously Paid	Number Extra Claims Present	Rate	
Total Claims	1	- 20 =		x	0.00
Independent Claims	1	- 3 =		x	0.00
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					
Other fee (please specify):					
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 Kevin M. Kocun, Patent Agent Attorney Reg. No. 54,230				Dated: November 8, 2004	
LERNER, DAVID, LITTENBERG, KRUMHOLZ & MENTLIK, LLP 600 South Avenue West Westfield, New Jersey 07090 (908) 518-6337					

LD-5451

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**FAX TRANSMISSION****DATE:** November 8, 2004**PTO IDENTIFIER:** Application Number 10/688,632
Patent Number**Inventor:** Joseph P. Errico et al.**MESSAGE TO:** US Patent and Trademark Office**FAX NUMBER:** 703-746-4000**FROM:** LERNER, DAVID, LITTENBERG, KRUMHOLZ & MENTLIK, LLP
Kevin M. Kocun, Patent Agent**PHONE:** (908) 518-6383**Attorney Dkt. #:** SPINE 3.0-455 CIP**PAGES (Including Cover Sheet):** 6**CONTENTS:** Amendment Under 37 CFR 1.312;
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**EXPEDITED PROCEDURE**

Group Art Unit: 3731

Docket No.: SPINE 3.0-455 CIP

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of: :
Zubok et al. : Confirmation No. 2586
: :
Application No.: 10/688,632 : Group Art Unit: 3731
: :
Filed: October 17, 2003 : Examiner: D. Jacob Davis
: :
For: INSTRUMENTATION AND METHODS FOR :
USE IN IMPLANTING A CERVICAL :
DISC REPLACEMENT DEVICE :

AMENDMENT UNDER 37 CFR 1.312

Commissioner for Patents
P.O. Box 1450
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